



# Rule Up For Final Action

Proposed Amendments to

**WAC 230-40-833**

Cashier's bank and minimum bankroll – House-banking.

ITEM 11(a) on the February 13, 2004, Commission Meeting Agenda.

Statutory Authority 9.46.070

**Who proposed the rule change?**

Staff.

**Why is this rule change needed?**

## **Changes Made After the November Meeting:**

***Additional technical issues are under review; therefore, staff recommends that the rule not be adopted and that it be removed from the Commission's agenda. Staff may request that it be re-filed at a later date.***

This amendment requires licensees to maintain a minimum bankroll to pay out all advertised prizes and chips that are in play. The licensee would complete a verification worksheet. The worksheet would not be submitted to staff; however, licensees will maintain it on site. Staff will monitor minimum bankroll as part of our compliance program. If the minimum cash requirement is not met, licensees are required to notify staff immediately. If a licensee is not in compliance, one option to get back into compliance would be to close a gaming table. This amendment ensures that there is sufficient cash on hand to pay winnings hands and cash out all chips in play. This proposal was filed at the August Commission meeting.

## **Changes made after the August Meeting:**

**Amended #1:** Assistant Attorney General Jerry Ackerman reviewed this rule and felt the language in subsection (3) regarding fraud should be removed. There is no criminal definition of fraud in Washington State law. Therefore, subsection (3) does not add anything to this rule. If the language is removed, we can still take administrative action if there is a violation.

At the September meeting, the Commission held this rule over due to concerns brought forward by the industry regarding the worksheet. The rule was also held over at the October meeting to provide additional time for staff to work with the industry.

**Amended #2:** At the November meeting, staff presented a less complex worksheet. Furthermore, the worksheet was incorporated into WAC 230-40-833 to ensure licensees have access to it and are fully aware of the bankroll requirements. Commission agents will use the worksheet as part of our regulatory program.

**Statements against the proposed rule change.**

None at this time.

**Which licensees will be directly impacted?**

House-banked card room licensees.

**What are the potential impacts to the agency?**

Minimal.

**Staff recommendation.**

Remove from the Commission agenda.